



6-5-02
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TRANSMITTAL

VIA EXPRESS MAIL NO.: EL943633897US

To The Honorable Commissioner
of Patents and Trademarks
Washington, D.C. 20231

Re: U.S. Patent Application 10/000,062 for "WATERMAN'S SUNGLASS
LENS" (from PPA 60/245,304, filed 11/03/00 & PPA 60/266,497, filed
02/05/01); Filed: November 2, 2001; Applicant: Andrew Ishak; Group Art
Unit: 2873; Examiner: To be assigned

LAW
BUSINESS
TECHNOLOGY

Dear Sir:

In response to the Notice of Omitted item(s) in a nonprovisional Application
dated January 1, 2002, please find enclosed the following documents:

1. Copy of the Notice of Omitted item(s) in a nonprovisional Application dated
January 1, 2002.
2. Petition to Rescind a Notice of Omitted Item(s) in a Nonprovisional
Application under 37 C.F.R. § 1.181.
3. Copy of the Nonprovisional Application filed on November 2, 2001
(EXHIBIT 1) with copy of the cover letter and returned stamped post card
(received back from PTO).
4. Our check No: 3015 in the amount of \$130.00 to cover the Petition Fee.
5. Change of Correspondence of Address.
6. This post card (please date stamp and return).

Please charge any unanticipated fees to our Deposit Account No. 03-3565 (a
duplicate copy of this charge authorization is attached.)

Thank you for your cooperation and assistance.

Respectfully submitted,

Royal W. Craig
Reg. No. 34,145

I HEREBY CERTIFY that on March 1, 2002, one copy of the above-referenced
documents were deposited with the United States Postal Service for delivery by
Express Mail to the United States Patent and Trademark Office.

UNITED STATES PATENT & TRADEMARK OFFICE
Washington, D.C. 20231

REQUEST FOR PATENT FEE REFUND

1 Date of Request: <u>May 21, 2002</u>		2 Serial/Patent # <u>10/000,062</u>	
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3 Please refund the following fee(s):	4 PAPER NUMBER	5 DATE FILED	6 AMOUNT
Filing			\$
Amendment			\$
Extension of Time			\$
Notice of Appeal/Appeal			\$
<input checked="" type="checkbox"/> Petition	3	3/5/02	\$ 130.00
Issue			\$
Cert of Correction/Terminal Disc.			\$
Maintenance			\$
Assignment			\$
Other			\$

<div style="border: 1px solid black; height: 40px; width: 100%;"></div>	7 TOTAL AMOUNT OF REFUND <div style="border: 1px solid black; padding: 5px; display: inline-block;">\$ 130.00</div>
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10 REASON: <div style="border: 1px solid black; height: 20px; width: 100%;"></div>	8 TO BE REFUNDED BY: <div style="border: 1px solid black; padding: 5px;"> <input type="checkbox"/> Treasury Check <input checked="" type="checkbox"/> Credit Deposit A/C #: </div>
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<div style="border: 1px solid black; padding: 5px;"> <input type="checkbox"/> Overpayment <input type="checkbox"/> Duplicate Payment <input checked="" type="checkbox"/> No Fee Due (Explanation): <u>1-53 grant</u> </div>	9 <div style="border: 1px solid black; padding: 5px; display: inline-block;"> 03--3565 </div>
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11 REFUND REQUESTED BY: TYPED/PRINTED NAME: <u>NANCY JOHNSON</u> TITLE: <u>Petitions Attorney</u> SIGNATURE: <u>Nancy Johnson</u> PHONE: <u>703-305-0309</u> OFFICE: <u>4700 - Petitions</u>	
***** THIS SPACE RESERVED FOR FINANCE USE ONLY: APPROVED: <u>Alicia Kelly</u> DATE: <u>5-29-02</u>	

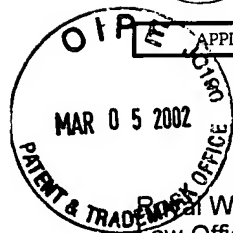
Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

**Office of Finance
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Crystal Park One, Room 802B**



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WASHINGTON, D.C. 20231
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/000,062	11/02/2001	Andrew Ishak	ISHAK-PA-1

CONFIRMATION NO. 9556

FORMALITIES LETTER



OC00000007297805

Royal W. Craig
Law Offices of Royal W. Craig
Suite 1319
210 N. Charles Street
Baltimore, MD 21201

Date Mailed: 01/11/2002

NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) Fig 2a described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the U.S. Patent and Trademark Office (USPTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(h))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if it is determined that the item(s) was received by the USPTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the USPTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the USPTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) or (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the USPTO, and original application papers (*i.e.*, the original disclosure of the invention) will include only those application papers present in the USPTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.

A copy of this notice MUST be returned with the reply.

SG
Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE